IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

TERRELL BARKER, individually and on behalf of all other similarly situated

Case Number: 1:18-CV-06898

Plaintiff,

v.

VITA PHARMACEUTICALS, INC., d/b/a/ VPX SPORTS, a Florida Corporation,

Defendants.

PLAINTIFF'S NOTICE OF VOLUNTARY DISMISSAL

Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Plaintiff Terrell Barker hereby voluntarily dismisses this action without prejudice. Defendants have not answered or filed a motion for summary judgment in this case.

Dated: February 19, 2019 By: /s/ Katrina Carroll

Katrina Carroll
Kyle A. Shamberg

LITE DEPALMA GREENBERG, LLC

111 W. Wacker Drive, Suite 1240

Chicago, IL 60602 312-750-1265

kcarroll@litedepalma.com kshamberg@litedepalma.com

Nick Suciu III

BARBAT, MANSOUR & SUCIU PLLC

1664 Bracken Road

Bloomfield Hills, Michigan 48302

Phone: 313.303.3472

nicksuciu@bmslawyers.com

Jonathan Shub
Kevin Laukaitis
KOHN, SWIFT & GRAF, P.C.
1600 Market Street, Suite 2500
Philadelphia, PA 19103
Tel: 215-238-1700
jshub@kohnswift.com
klaukaitis@kohnswift.com

Gregory F. Coleman GREG COLEMAN LAW PC First Tennessee Plaza 800 S. Gay Street, Suite 1100 Knoxville, Tennessee 37929 Tel: 865-247-0080 greg@gregcolemanlaw.com

Counsel for Plaintiff

CERTIFICATE OF SERVICE

The undersigned, an attorney, hereby certifies that a true and correct copy of the foregoing **Plaintiff's Notice of Voluntary Dismissal** was served this 19th day of February, 2019 via the ECF system to the following individuals:

J. Hayes Ryan, Esq. hayesryan@gordonrees.com

Timothy Branson, Esq. tbranson@grsm.com

Miles Scully, Esq. mscully@grsm.com

Attorneys for Defendant Vital Pharmaceuticals, Inc.

/s/ Katrina Carroll